

**UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF NEW YORK**

VDARE FOUNDATION, INC.,

Plaintiff,

v.

**1:22-CV-1337
(FJS/CFH)**

**LETITIA JAMES, in her official capacity as
Attorney General of the State of New York,**

Defendant.

APPEARANCES

**THE LAW OFFICES OF ANDREW
J. FRISCH, PLLC**
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Attorneys for Plaintiff

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Attorneys for Plaintiff

**OFFICE OF THE NEW YORK
STATE ATTORNEY GENERAL**
28 Liberty Street – 19th Floor
New York, New York 10005
Attorneys for Defendant

SCULLIN, Senior Judge

OF COUNSEL

ANDREW J. FRISCH, ESQ.

FREDERICK C. KELLY, ESQ.

**RICHARD SAWYER, AAG
YAEL FUCHS, AAG
CATHERINE SUVARI, AAG**

ORDER

On March 21, 2023, Plaintiff filed a motion asking the Court to issue an Order that Defendant show cause why the Court should not issue a Temporary Restraining Order and/or a preliminary injunction restraining Defendant from enforcing an Order of the State Supreme

Court compelling Plaintiff to comply with Defendant's investigative subpoena. *See generally* Dkt. No. 29. After conferring with counsel, at which time counsel for Defendant agreed not to further enforce its investigative subpoena until this Court entered its decision regarding Plaintiff's motion for a preliminary injunction, the Court hereby

ORDERS that Plaintiff's motion for a temporary restraining order, *see* Dkt. No. 29, is **DENIED**; and the Court further

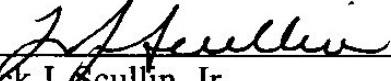
ORDERS that Defendant shall file her opposition to Plaintiff's motion for a preliminary injunction, *see* Dkt. No. 29, on or before **April 10, 2023**; and the Court further

ORDERS that Plaintiff shall file its reply to Defendant's opposition to its motion for a preliminary injunction on or before **April 17, 2023**; and the Court further

ORDERS that the Court shall decide the motion based on the parties' submissions.

IT IS SO ORDERED.

Dated: March 27, 2023
Syracuse, New York



Frederick J. Scullin, Jr.
Senior United States District Judge